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AND J.P. MORGAN

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

IN re EXODUS COMMUNICATIONS, INC.
SECURITIES LITIGATION,

CASE NO. C-01-2661-MMC

This Document Relates to:

ALL ACTIONS.

**STIPULATION TO EXTEND TIME TO
ANSWER CORRECTED THIRD
AMENDED COMPLAINT; ~~PROPOSED~~
ORDER**

WHEREAS the Corrected Third Amended Complaint ("Complaint") in the above-captioned action was filed on April 29, 2005 and electronically served on that date;

WHEREAS the Court issued an Order on April 18, 2005 deeming the defendants' pending motions to dismiss applicable to the Complaint;

WHEREAS the Court issued an order on August 5, 2005 dismissing some of the claims asserted against the Underwriter Defendants in the Complaint and instructing the Underwriter Defendants to answer the Complaint by September 6, 2005;

WHEREAS on August 30, 2005, the Underwriter Defendants filed a motion for reconsideration or, in the alternative, for clarification of the August 5, 2005 Order and, on September 12, 2005, the Court denied the Underwriter Defendants' motion; and

WHEREAS the Underwriter Defendants' answer to the Corrected Third Amended Complaint currently must be filed on or before September 15, 2005, which is within three days of the Court's September 12, 2005 Order; and

1 WHEREAS the parties have stipulated to extend the time for the Underwriter Defendants to
2 answer the Complaint in this action through and including October 3, 2005;

3 NOW THEREFORE, the parties hereby STIPULATE AND AGREE, and request the Court to
4 order, as follows:

5 The Underwriter Defendants shall have to and including October 3, 2005 within which to file
6 an answer to the Complaint.

7 DATED: September 12, 2005

8 GIBSON, DUNN & CRUTCHER LLP

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10
11 By: /s:/ Paul J. Collins

Paul J. Collins

12 Attorneys for Defendants
13 GOLDMAN, SACHS & CO., MERRILL LYNCH &
14 CO., MORGAN STANLEY DEAN WITTER, AND
J.P. MORGAN

15 DATED: September 12, 2005

16 LERACH COUGHLIN STOIA GELLER RUDMAN &
17 ROBBINS LLP

18
19 By: /s:/ John K. Grant

John K. Grant

20 Attorneys for Plaintiffs

21 The Underwriter Defendants' time within which to answer the Corrected Third Amended
22 Complaint is hereby extended to and including October 3, 2005.

23 **IT IS SO ORDERED.**

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25 DATED: September 13, 2005

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28 UNITED STATES DISTRICT JUDGE